UNITED STATES OF AMERICA
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF   )
)
    Employers Insurance of Wausau,)   Docket No. TSCA-V-C-62-90
)
            and   )
)
    Group Eight Technology, Inc.,   )   Docket No. TSCA-V-C-66-90
)
               Respondents   )

ORDER SETTING HEARING DATE AND
DENYING MOTIONS FOR CLARIFICATION

By orders issued July 30, 1993, I denied Complainant's
motions for accelerated decision in each of the above-captioned
cases.[1]Upon review of the pleadings I was of the view then, and
I remain of the view now, that it would be helpful for me to hear
this case before deciding the liability issue.

By motions dated August 10, 1993, Complainant seeks orders
from the undersigned identifying which of Complainant's proposed
findings of fact (18 in one case and 25 in the other case) are in
dispute.

Counsel for the parties are encouraged to enter into what-
ever stipulations are possible as to matters that are not in
dispute. I will not undertake that task. If the parties cannot
reach such stipulations, then it is the right and prerogative of
counsel to proceed with whatever evidence it believes is
necessary to support its position.

The July 30 orders denying Complainant's motions do not mean
that Respondents are without liability. The hearing that has
been ordered will provide the judge a first-hand opportunity to
hear testimony of witnesses concerning the circumstances and
events described in the pleadings. This testimony will be
helpful in understanding and deciding the liability issue.

In light of the above, the Complainant's August 10, 1993
motions for clarification are denied.
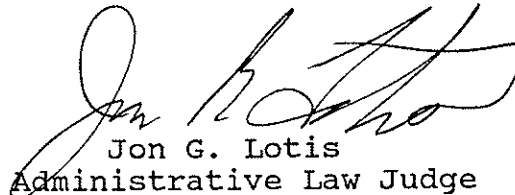
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[1] By separate order issued that same day, I consolidated the
     cases.

The hearing in this proceeding will be held on Tuesday, October 12, 1993, commencing at 9:00 a.m. in Chicago, Illinois.

This is to put the parties on notice that the failure of any party to meet this date will be grounds for either a default judgment against Respondent(s) or a dismissal of the Complaint(s).

These cases have been pending since mid-1990. The prehearing exchanges in these cases have been completed. Unless a settlement is reached prior to October 12, 1993, the hearing will proceed as scheduled. The unavailability of counsel or witnesses, or the asserted need for continued settlement discussions, will not constitute grounds for further delay. The parties have had ample opportunities to settle this matter.

The Regional Hearing Clerk shall make arrangements to obtain appropriate hearing accommodations and services of a reporter to transcribe the proceedings. The undersigned's office shall be notified upon completion of these arrangements. When a hearing facility is acquired, a further order will issue advising the parties of the location and addressing other pertinent matters associated with the proceeding.

Jon G. Lotis
Administrative Law Judge

Dated: August 17, 1993
Washington, D.C.

IN THE MATTER OF EMPLOYERS INSURANCE OF WAUSAU, Respondent,
Docket No. TSCA-V-C-62-90, and
IN THE MATTER OF GROUP EIGHT TECHNOLOGY, INC., Respondent,
Docket No. TSCA-V-C-66-90

CERTIFICATE OF SERVICE

I certify that the foregoing Order Setting Hearing Date and Denying Motions For Clarification, dated August 17, 1993, was sent in the following manner to the addressees listed below:

Original by Regular Mail to:

A. Marie Hooks
Regional Hearing Clerk
U.S. Environmental Protection
  Agency, Region V
77 West Jackson Boulevard
Chicago, IL 60604

**Copy by Certified Mail, Return
  Receipt Requested to:**

Counsel for Complainant(s):

Richard Wagner, Esq.
Associate Regional Counsel
U.S. Environmental Protection
  Agency, Region V
77 West Jackson Boulevard
Chicago, IL 60604

Counsel for Respondent(s):

Frederick S. Mueller
Johnson & Bell, Ltd.
222 North LaSalle Street
Suite 2200
Chicago, Illinois 60601

John L. Christensen, Esq.
Lopatin, Miller Law Firm
1301 East Jefferson Avenue
Detroit, Michigan 48207-3197

Stacia Hyde-Eason

Stacia Hyde-Eason
Legal Technician, Office of
  Administrative Law Judges
U.S. Environmental Protection Agency
401 M Street, S.W.
Washington, D.C. 20460

Dated: August 17, 1993
       Washington, D.C.